



## MERRIMACK VILLAGE DISTRICT

May 3, 2016

Thomas S. Burack, Commissioner  
NH Department of Environmental Services  
PO Box 95  
Concord, NH 03302-0095

RECEIVED

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TOWN OF MERRIMACK  
TOWN MANAGER'S OFFICE

RE: PFC's in the Municipal Drinking Water System  
Merrimack Village District  
Merrimack, NH

Dear Commissioner Burack:

We are in receipt of the April 1, 2016 letter sent to Saint-Gobain by NHDES, the response letter from Archer & Grenier, P.C., Attorneys for Saint-Gobain, dated April 13, 2016, and the subsequent response letter from NHDES dated April 21, 2016. Based on this correspondence, we wish to provide NHDES with some additional information.

1. First, MVD has been incurring significant costs relating to this issue and we are currently tracking and keeping an accounting of these costs. In addition to the time spent by our own staff, we are working with consultants as well. These costs include legal, engineering, and hydrogeology, as well as other miscellaneous costs. Saint-Gobain acknowledges the request to reimburse for "other" costs associated with the PFC contamination, but indicates that while they are willing to review cost documentation, they cannot commit to reimbursing these costs as they don't know what the specific costs are. Since NHDES has indicated invoices will be sent to Saint-Gobain, we request that any reimbursements demanded by NHDES include all of MVD's costs as well. Please advise us the best way to get that information to NHDES.
2. Second, although, Saint-Gobain has not committed to providing treatment (paying for it) on any of the public water supplies, they have agreed to discuss it. NHDES has acknowledged that discussions should begin. We request that MVD representatives be included in any discussions or meetings relative to MVD treatment considerations.

To clarify Item #3 in the NHDES April 1<sup>st</sup> letter, MVD will be responsible for selecting and hiring the appropriate consultants and contractors at their discretion, for evaluation, design and construction of any necessary treatment on the MVD system, not Saint-Gobain or its consultants/contractors. It is our understanding that all costs will be paid by the company.

As you know, MVD is already engaged in evaluating treatment options for PFC's, most importantly at Wells #4 and #5 but we are considering all of our sources. We expect to


have some preliminary findings soon. When the report is complete and has been reviewed by MVD, copies will be provided to NHDES and Saint-Gobain to start the process of documenting the cost of the proposed treatment units

3. Third, Saint-Gobain has agreed to additional sampling at MVD's wells. This is helpful, but the sampling will be completed by MVD and/or NHDES. As noted in item no. 1 above, MVD is tracking the costs and it is our understanding that all costs will be reimbursed by Saint-Gobain.

We greatly appreciate the efforts and assistance NHDES has been providing with this issue. MVD is committed to working with all parties to resolve this issue as soon as possible.

Thank you,

MERRIMACK VILLAGE DISTRICT



Ronald Miner, Jr  
Superintendent

Cc: Edward Canning, Saint-Gobain Performance Plastics  
MVD, Board of Commissioners  
Eileen Cabanel, Town Manager, Merrimack NH